

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TRIA BEAUTY, INC.,
Plaintiff,

vs.

RADIANCY, INC.,
Defendant.

CASE NO. CV-10-5030 (RS) (NJV)

~~[PROPOSED]~~ **ORDER GRANTING
STIPULATED REQUEST FOR
MODIFICATION OF
CASE MANAGEMENT
SCHEDULING ORDER**

RADIANCY, INC.,
Counterclaim Plaintiff,

vs.

TRIA BEAUTY, INC.,
Counterclaim Defendant,

and

KIMBERLY KARDASHIAN,
Counterclaim Defendant.

Having considered the parties' stipulation and good cause appearing therefor, the Case Management Scheduling Order filed March 1, 2012 is modified as follows:

	Current Deadline	New Deadline
Non-expert discovery cut-off	2/17/12	No Change
Expert disclosures and reports on any liability issue as to which a party has the burden of proof	3/13/12	No Change
Rebuttal expert disclosures and reports on any liability issue as to which a party has the burden of proof	4/3/12	See below†
Expert disclosures and reports on any damages issue as to which a party has the burden of proof	3/28/12	3/30/12

Rebuttal expert disclosures and reports on any damages issue as to which a party has the burden of proof	4/18/12	4/20/12
Expert discovery cut-off	4/6/12	See below†
Motions to compel expert discovery	4/10/12	See below†
Case management conference	4/12/12	No Change
Hearings on pretrial motions	No later than 5/10/12	No Change
Joint pretrial statement	6/29/12	No Change
Pretrial conference	7/12/12	No Change
Trial begins	7/23/12	No Change

†The schedule for rebuttal reports on liability issues is set as follows: Radiancy's rebuttal expert disclosures and reports to TRIA's expert reports on liability issues will be due April 6, 2012, except that Radiancy's rebuttal expert disclosures and reports to the expert report of Itamar Simonson will be due April 11, 2012, and, if Radiancy obtains a rebuttal report from Dr. James Spencer to TRIA's expert report of Dr. Brian Biesman, then Dr. Spencer's rebuttal report to Dr. Biesman's report will be due April 20, 2012. TRIA's rebuttal expert disclosures and reports to Radiancy's expert report on liability issues will be due April 9, 2012. The parties will revisit modification of the expert discovery cut-off (including motions to compel expert discovery) after all expert reports have been exchanged. The period for non-expert discovery shall be reopened for the purposes previously agreed upon by the parties. (See Dkt # 104).

IT IS SO ORDERED.

Dated: 4/9/12



Hon. Richard Seeborg
United States District Judge